

# State of South Dakota

EIGHTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2008

646P0720

## HOUSE BILL NO. 1281

Introduced by: Representatives Rounds, Faehn, Halverson, Howie, Olson (Ryan), and Rhoden and Senators Greenfield, Jerstad, Olson (Ed), and Turbak Berry

1 FOR AN ACT ENTITLED, An Act to permit municipalities and counties to assess surcharges  
2 against intoxicated persons responsible for certain expenditures of local resources.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Any municipality may, by ordinance, assess a uniform surcharge, not to exceed  
5 two hundred fifty dollars, whenever municipal law enforcement, fire protection, or emergency  
6 medical services respond to an incident the proximate cause of which is the alcoholic  
7 intoxication of one or more persons. Each such person may be assessed the surcharge  
8 individually. Proceeds from the surcharge shall be deposited in the municipal general fund to  
9 defray the costs of the municipality.

10 Section 2. Any county may, by ordinance, assess a uniform surcharge, not to exceed two  
11 hundred fifty dollars, whenever county law enforcement, fire protection, or emergency medical  
12 services respond to an incident the proximate cause of which is the alcoholic intoxication of one  
13 or more persons. Each such person may be assessed the surcharge individually. Proceeds from  
14 the surcharge shall be deposited in the county general fund to defray the costs of the county.

